

#### EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

ENROLLED BILL REQUEST

MA FILE

AFRIL 13, 1989

OCA 1247-89

TO:

LEGISLATIVE LIAISON OFFICER:

Dept of State - Bronwyn Bachrach - 647-4463 Dept of Defense - Sam Brick - 697-1305 Dept of Justice - Jack Perkins - 633-2113

Central Intelligence Agency - John Halgerson - 482-6126 National Security Council - G. Philip Hughes - 456-2224

Agency for International Development -

Robert Lester - 647-8404

SUBJECT:

ENROLLED BILL - H.R. 1750, To implement the Bipartisan Accord on Central America of March 24, 1989.

In accordance with CMB Circular No. A-19, your written views and recommendation for Presidential action are requested on H.R. 1750 as Enrolled. (Copy Attached)

Please consult section 10 of CMB Circular No. A-19, pages 12-14, for instructions regarding the preparation of enrolled bill letters and the procedures to be followed on enrolled bills.

Within Two DAYS (including holidays but excluding Sundays) after receipt of this request, your reply (original and one copy) should be delivered VIA SYECIAL MESSENGER to Mrs. Julia Yuille, Room 7201, New Executive Office Building. (In addition, you may wish to send in advance a copy of your views letter using telecopier equipment by calling 395-3130.)

Your cooperation in meeting this deadline is needed to provide maximum time for Presidential action on the enrolled bill.

A regular facsimile of the enrolled bill will be sent to you when it is available. The legislative analyst handling this bill is Sue Thau/Annette Rogney (395-7300).

JAMES C. MURR Assistant Director for Legislative Reference

(11 pages with cover sheet)

### [FULL COMMITTEE PRINT]

NOTICE: This bill is given out subject to release when consideration of it has been completed by the full Committee. Please check on such action before release in order to be advised of any changes.

# Union Calendar No.

101st CONGRESS 1st Session H.R. 1750

[Report No. 101- , Part II]

To implement the Bipartisan Accord on Central America of March 24, 1989.

#### IN THE HOUSE OF REPRESENTATIVES

**APRIL 10, 1989** 

Mr. Foley (for himself, Mr. Michel, Mr. Coelho, Mr. Gingeich, Mr. Bonioe, Mr. Lewis of California, Mr. Fascell, Mr. Becomfield, Mr. Obey, Mr. Edwards of Oklahoma, and Mr. Lagomarsino) introduced the following bill; which was referred jointly to the Committees on Appropriations and Foreign Affairs

**APRIL 12, 1989** 

Reported with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Insert the part printed in italic]

## A BILL

To implement the Bipartisan Accord on Central America of March 24, 1989.

1	Be it enacted by the Senate and House of Representa-
2	tives of the United States of America in Congress assembled,
_	BECTION I. POLICY.
4	The purpose of this Act is to implement the Bipartisan
5	Accord on Central America between the President and the
6	Congress signed on March 24, 1989.
7.	SEC. 2. ADDITIONAL HUMANITARIAN ASSISTANCE.
8	(a) TRANSFER OF FUNDS.—The President may transfer
9	to the Agency for International Development, from unobli-
10	gated funds from the appropriations accounts specified in sec-
11	tion 6—
12	(1) up to \$49,750,000, to provide humanitarian
13	assistance to the Nicaraguan Resistance, to remain
14	available through February 28, 1990;
15	(2) such funds as may be necessary to provide
16	transportation in accordance with section 3 for assist-
17	ance authorized by paragraph (1); and
18	(3) not to exceed \$5,000,000 to "Operating Ex-
19	penses of the Agency for International Development"
20	to meet the necessary administrative expenses to carry
21	out this Act.
22	(b) DEFINITION.—For purposes of this section and sec-
28	tion 3, the term "humanitarian assistance" means—
24	(1) food, clothing, and shelter;

1	(2) medical services, medical supplies, and non-
2	military training for health and sanitation;
8	(3) nonmilitary training of the recipients with re-
4	spect to their treatment of civilians and other armed
5	forces personnel, in accordance with internationally ac-
6	cepted standards of human rights;
7	(4) payment for such items, services, and training;
8	(5) replacement batteries for existing communica-
9	tions equipment; and
10	(6) support for voluntary reintegration of and vol-
11	untary regional relocation by the Nicaraguan Resist-
12	ance.
13	SEC. 3. TRANSPORTATION OF HUMANITARIAN ASSISTANCE.
14	(a) In GENERAL.—The transportation of humanitarian
15	assistance on or after the date of enactment of this Act
16	which, before such date, was specifically authorized by law to
17	be provided to the Nicaraguan Resistance, or which is au-
18	thorized to be provided by section 2, shall be arranged solely
19	by the Agency for International Development in a manner
20	consistent with the Bipartisan Accord on Central America
21	between the President and the Congress signed on March 24
22	1989.
23	(b) PROHIBITION ON MIXED LOADS.—Transportation
24	of any military assistance, or of any assistance other than
25	that specified in 2(b), is prohibited.

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2	The	President	may	transfer,	in	addition	to	funds	trans-
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- 3 ferred prior to March 31, 1989, to the Administrator of the
- 4 Agency for International Development from unobligated
  - 5 funds from appropriations accounts specified in section 6, up
- 6 to \$4,166,000, to be used only for the provision of medical
- 7 assistance for the civilian victims of the Nicaraguan civil
- 8 strife to be transported and administered by the Catholic
- 9 Church in Nicaragua.
- 10 SEC. 5. UNITED STATES POLICY CONCERNING ECONOMIC AS-
- 11 SISTANCE FOR CENTRAL AMERICA.
- 12 As part of an effort to promote democracy and address
- 13 on a long-term basis the economic causes of regional and
- 14 political instability in Central America-
- 15 (1) in recognition of the recommendations of
- 16 groups such as the National Bipartisan Commission on
- 17 Central America, the Inter-American Dialogue, and
- 18 the Sanford Commission;
- 19 (2) to assist in the implementation of these eco-
- 20 nomic plans and to encourage other countries in other
- 21 parts of the world to join in extending assistance to
- 22 Central America; and
- 23 (3) in the context of an agreement to end military
- 24 conflict in the region;
- 25 the Congress encourages the President to submit proposals
- 26 for bilateral and multilateral action-

J. 96-668-----O

1	(A) to provide additional economic assistance to
2	the democratic countries of Central America to pro-
8	mote economic stability, expand educational opportuni-
4	ty, foster progress in human rights, bolster democratic
5	institutions, and strengthen institutions of justice;
6	(B) to facilitate the ability of Central American
7	economies to grow through the development of their
8	infrastructure, expansion of exports, and the strength-
9	ening of increased investment opportunities;
10	(C) to provide a more realistic plan to assist Cen-
11	tral American countries in managing their foreign debt;
12	and
13	(D) to develop these initiatives in concert with
14	Western Europe, Japan, and other democratic allies.
15	SEC. 6. SOURCE OF FUNDS; DEFERRAL OF APPROPRIATIONS.
16	(a) Source of Funds.—The appropriations accounts
17	from which funds may be transferred pursuant to sections 2
18	and 4 are the following accounts in amounts not to exceed
19	the following:
20	(1) Missile Procurement, Army 1988, \$3,500,000.
21	(2) Procurement of Weapons and Tracked Combat
22	Vehicles, Army 1987, \$12,739,000.
25	
24	(4) Aircraft Procurement, Air Force 1987
2	\$3,408,000.

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	(5) Missile Procurement, Air Force 1987,
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-1	(6) Missile Procurement, Air Force 1988,
4	\$9,975,000.
5	(7) Research, Development, Test and Evaluation,
6	Air Force, 1988, \$1,902,000.
7	(8) Weapons Procurement, Navy 1989,
8	\$2,000,000.
9	(9) Research, Development, Test and Evaluation,
10	Navy, 1989, \$24,000,000.
11	(10) Research, Development, Test and Evalua-
12	tion, Air Force, 1989, \$3,816,000.
13	(b) DEFERBAL.—The following appropriations shall not
<b> 4</b>	be available for obligation or expenditure until October 1,
5	1989, in amounts as follows:
6	(1) Other Procurement, Army, 1988, \$7,320,000.
7	(2) Other Procurement, Navy, 1988, \$5,735,000.
8	(3) Missile Procurement, Air Force, 1988,
9	\$19.950.000

- 19 12,350,000.
- SEC. 7. PROHIBITION ON THE USE OF CERTAIN FUNDS.
- 21 (a) MILITARY OPERATIONS.—No funds available to any
- agency or entity of the United States Government under this
- Act may be obligated or expended pursuant to section
- 24 502(a)(2) of the National Security Act of 1947 for the pur-
- 25 pose of providing funds, materiel, or other assistance to the

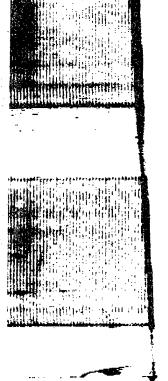
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1 Niceraguan mentance to support military or paramilitary
2 operations in Nicaragua.
8 (b) Human Rights and Other Violations.—No
4 assistance under this Act may be provided to any group that
5 retains in its ranks any individual who has been found to
6 engage in—
7 (1) gross violations of internationally recognized
8 human rights (as defined in section 502(B)(d)(1) of the
9 Foreign Assistance Act of 1961); or
10 (2) drug smuggling or significant misuse of public
11 or private funds.
12 SEC. 8. STANDARDS, PROCEDURES, CONTROLS, AND OVER-
18 SIGHT.
14 (a) ACCOUNTABILITY STANDARDS, PROCEDURES, AND
15 CONTBOL.—In implementing this Act, the Agency for Inter-
16 national Development, and any other agency of the United
17 States Government authorized to carry out activities under
18 this Act, shall adopt the standards, procedures, and controls
19 for the accountability of funds comparable to those applicable
20 with respect to the assistance for the Nicaraguan Resistance
21 provided under section 111 of the joint resolution making fur-
22 ther continuing appropriations for the fiscal year 1988
23 (Public Law 100-202) and title IX of Public Law 100-463
24 Any changes in such standards, procedures, and control

- 1 shall be developed and adopted in consultation with the com-
  - 2 mittees designated in subsection (b).
  - B (b) CONGRESSIONAL OVERSIGHT.—Congressional
  - 4 oversight within the House of Representatives and the
  - 5 Senate with respect to assistance provided by this Act shall
  - 6 be within the jurisdiction of the Committees on Appropria-
  - 7 tions of the House of Representatives and Senate, the Com-
  - 8 mittee on Foreign Affairs of the House of Representatives,
  - 9 the Committee on Foreign Relations of the Senate, the Per-
  - 10 manent Select Committee on Intelligence of the House of
  - 11 Representatives, and the Select Committee on Intelligence of
  - 12 the Senate.
  - 13 (c) Extension of Previous Provisions.—The pro-
  - 14 visions of the Act of April 1, 1988 (Public Law 100-276),
  - 15 contained in subsections (b), (d), and (e) of section 4 and in
  - 16 section 5 shall apply to the provision of assistance under this
  - 17 Act except that section 4(d) shall not apply to the Intelli-
  - 18 gence Community.
  - 19 SEC. 9. PROHIBITION.
  - 20 Except as provided in this Act, no additional assistance
  - 21 may be provided to the Nicaraguan Resistance, unless the
  - 22 Congress enacts a law specifically authorizing such assist-
  - 23 ance.
  - 24 SEC. 10. REPEAL
  - Title IX of Public Law 100-463 is hereby repealed.

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- 1 SEC. 11. REPORTING REQUIREMENTS.
- 2 The Secretary of State shall consult regularly with and
- 3 report to the Congress on progress in meeting the goals of
- 4 the peace and democratization process, including the use of
- 5 assistance provided in this Act.



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